

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**October 20, 1997**

DIVISION ONE

B105295 People v. Solano (Not for Publication)

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The judgment is affirmed.

Vogel (Miriam A.), J.

We concur: Spencer, P.J.  
Dunn, J. (Assigned)

B107018 People (Not for Publication)  
v.  
Venegas

The judgment is affirmed.

Vogel (Miriam A.), J.

We concur: Ortega, Acting P.J.  
Dunn, J. (Assigned)

DIVISION TWO

B111896 People (Not for Publication)  
v.  
Christina C.

The Court:

The order of wardship is affirmed.

Boren, P.J., Fukuto, J., Zebrowski, J.

October 20, 1997-Continued

## DIVISION TWO (Continued)

B107745      People                    (Not for Publication)  
v.  
Mester

The Court:

The judgment is affirmed.

Boren, P.J., Fukuto, J., Zebrowski, J.

[illegible]

The Court:

The judgment is affirmed.

Boren, P.J., Fukuto, J., Nott, J.

B096783      McCaleb      (Not for Publication)  
v.  
City of Los Angeles

The judgment is affirmed.

Boren, P.J.

I concur: Fukuto, J.  
I dissent: Zebrowski, J. (Opinion)

## DIVISION THREE

Court convened at 9:30 A.M.

Present: Croskey, Acting P.J., Kitching, J., Aldrich, J., Aranda, J. (Assigned), and Valorie Gray, Deputy Clerk.

DIVISION THREE (Continued)

Each of the following:

B101552 Nilluange v. County of Los Angeles  
B102828 Rancho Foods, Inc. v. Romero  
B103301 Olson v. California Franchise Tax Board  
B099262 People v. Colen  
B105246 People v. Lewis  
B106159 People v. Tom R.  
B099868 Torres v. M B Langdon Partnership  
B101214 Carlisi v. Kemper  
B101729 Malolepszy v. Malolepszy  
B102571 People v. Tucker

Argument waived, cause submitted.

B095276     Goettling  
               v.  
               City of Santa Monica

Merits:

Argued by Mark J. Leonardo for appellant and by Norman N. Hirata,  
deputy city attorney for respondent. Cause submitted.

B106436     Crabtree  
               v.  
               Leonard

Merits:

Argued by Alvin S. Tobias for appellant. Argument waived by respondent.  
Cause submitted.

B097325     The Conservatorship of Geneva Johnson  
               v.  
               Sailes

Merits:

Argued by Robert Bitterlich for appellant. Argument waived by  
respondent. Cause submitted.

DIVISION THREE (Continued)

B105780      Krug  
                 v.  
                 Franchise Tax Board

Merits:

Argued by Gregory C. Krug, in propria persona and by Bonnie Holcomb, deputy attorney general for respondent. Cause submitted.

B103777      Ross  
                 v.  
                 Ford Motor Company, et al.

Merits:

Argued by S. Reisler Ross, in propria persona and by Dimitrius P. Biller and Steven J. Brown for respondents. Cause submitted.

B098111      Select Leasing  
                 v.  
                 Caleb Machinery & Equipment, et al.

Merits:

Argued by Craig S. Sunada for appellant and by David T. McCann for respondent. Cause submitted.

B098699      Quarre'  
                 v.  
                 Lyon

Merits:

Argued by William R. Warne for appellant and by Wilburn Smith, III for respondent. Cause submitted.

DIVISION THREE (Continued)

B086896     Matzdorf  
              v.  
              A & B Funding, et al.

Merits:  
Argued by Janet Frangie for appellant and by Charles W. Hokanson for respondent. Cause submitted.

B102918     Herzog  
              v.  
              Trans-World Bank

Merits:  
Argued by Amy Ardell for appellant and by Joel Mark for respondent. Cause submitted.

B103290     Adler  
              v.  
              Manatt, Phelps, Phillips & Kanter, et al.

Merits:  
Argued by David Chodos for appellant and by Robert M. Turner and Larry Feldman for respondents. Cause submitted.

Court recessed at 1:20 P.M.

The Court reconvened at 2:00 P.M.

Present: Croskey, Acting P.J., Kitching, J., Aldrich, J., Valorie and Valorie Gray, Deputy Clerk.

B105416     Hyshaw  
              v.  
              Centineal Hospital Association

Merits:  
Argued by Russell Iungerich for appellant and by Lyn A. Woodward for respondent. Cause submitted.

DIVISION THREE (Continued)

B106304     The Downey Venture  
              v.  
              LMI Insurance Company

Merits:

Argued by Carl W. Shapiro for appellant and by Alan Yuter for respondent.  
Submission deferred pending filing of letter from counsel which is due on  
October 24, 1997.

B109720     Manning  
              v.  
              Creese

Merits:

Argued by John V. Gaule for appellant and by Layne A. Bartholomew for  
respondent. Cause submitted.

B106944     Khoury  
              v.  
              Khoury

Merits:

Argued by Judith A. Wolfson for appellant and by Ronald F. Brot for  
respondent. Cause submitted.

B110776     Weber  
              v.  
              Board of Retirement of L.A. County Assoc.

Merits:

Argued by Steve Monroe for appellant and by Margaret L. Oldendorf  
respondent. Cause submitted.

DIVISION THREE (Continued)

B101599     Mayer  
              v.  
              Transamerica Title Insurance Co.

Merits:  
Argued by Stuart Esner for appellant and by C. Stephen Howard for  
respondent. Cause submitted.

B098617     Eisenstein  
              v.  
              Branson

Merits:  
Argued by William M. Nolan for appellant and by Cynthia Dersh Schein  
for respondent. Cause submitted.

B089886     C.A. Rasmussen Co.  
              v.  
              Canyon Country Enterprises

Merits:  
Argued by Wendy Y. Watanabe for appellant and by Eric A. Amador and  
Stephen L. Backus for respondent. Cause submitted.

Court adjourned at 5:15 P.M.

B113546     Los Angeles County, D.C.S.                    (Not for Publication)  
              v.  
              Johnny C.

The Court:

The appeal is dismissed.

Klein, P.J., Croskey, J., Kitching, J.

### DIVISION THREE (Continued)

B104744 People (Not for Publication)

V.

Jose Tomas Chavez

The judgment is affirmed.

Klein, P.J.

We concur: Aldrich, J.

Aranda, J. (Assigned)

B108998 People (Not for Publication)

V.

Alfred Donald Cigar

The Court:

The judgments are affirmed.

Klein, P.J., Croskey, J., Aldrich, J.

B103955 People (Not for Publication)

V.

Terrance Lee Kearney

The Court:

The case is remanded to the trial court for resentencing in accordance with this opinion. In all other respects, the judgment is affirmed.

Klein, P.J., Croskey, J., Aranda, J. (Assigned)



October 20, 1997-Continued

### DIVISION THREE (Continued)

B105891 People (Not for Publication)

V.

# Frederick Sanders

The judgment is affirmed.

Klein, P.J.

We concur:   Croskey, J.

Aldrich, J.

DIVISION FOUR

B112549 People (Not for Publication)

V.

Oswaldo V.

The Court:

For the foregoing reasons, the judgment is affirmed.

Vogel (C.S.), P.J., Epstein, J., Hastings, J.

B107519      Serafin

V.

# First Interstate Bank

Filed order certifying opinion for publication.

B106555 People (Not for Publication)

V.

Mancilla

The judgment is affirmed.

Baron, J.

We concur:   Vogel (C.S.), P.J.

Epstein, J.

## October 20, 1997-Continued

## DIVISION FOUR (Continued)

B104421      People                    (Not for Publication)  
v.  
Forte

The judgment is affirmed.

Baron, J.

We concur: Vogel (C.S.), P.J.  
Epstein, J.

## DIVISION FIVE

B091267	Estate of Henry B. Halicki v. Felix V. Halicki et al. J. Patrick McCarroll	(Not for Publication)
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The court's orders of January 4, 1995, and January 20, 1995, approving and adopting reports and recommendations of the referee, are affirmed. The Estate of Henry B. Halicki is to recover its costs on appeal from Felix V. Halicki (with regard to the January 4, 1995 order), and jointly and severally from Ronald M. Halicki, and Halicki Motors/Project Film Co. (with regard to the January 20, 1995 order).

Turner, P.J.

We concur: Grignon, J.  
Armstrong, J.

B107716 People (Not for Publication)  
v.  
Louis N. Hernandez

The judgment is affirmed.

Godoy Perez, J.

We concur: Grignon, Acting P.J.  
Armstrong, J.

DIVISION SIX

B107960      (Not for Publication)  
Simi Valley Le Parc Homeowners Association, etc.  
v.  
ZM Corporation

The judgment is affirmed. ZM is awarded its costs on appeal.

Stone, P.J.

We concur: Gilbert, J.  
Coffee, J.

B105488      (Not for Publication)  
General Accident Ins. Co.  
v.  
Maryland Casualty Co.

The judgment is affirmed. Costs are awarded to respondents.

Stone, P.J.

We concur: Gilbert, J.  
Yegan, J.

B111297      (Not for Publication)  
People  
v.  
Richardson

The judgment is affirmed.

Coffee, J.

We concur: Gilbert, Acting P.J.  
Yegan, J.

October 20, 1997-Continued

DIVISION SIX (Continued)

[illegible]

The judgment is affirmed.

Stone, P.J.

We concur: Gilbert, J.  
Yegan, J.

[illegible]

The judgment is affirmed.

Gilbert, Acting P.J.

We concur: Yegan, J.  
Coffee, J.